

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In re KALOBIOUS PHARMACEUTICALS,
INC SECURITIES LITIGATION

Case No. [5:15-cv-05841-EJD](#)

**ORDER CONTINUING HEARING ON
PLAINTIFFS' MOTIONS FOR FINAL
APPROVAL OF PARTIAL
SETTLEMENT; ATTORNEYS' FEES**

Re: Dkt. Nos. 81, 82

Based on a review of this action, the court finds, concludes, and orders as follows:

1. The hearing on Plaintiffs' Motion for Final Approval of Partial Settlement (Dkt. No. 81) and Plaintiff's Motion for Attorneys' Fees and Costs (Dkt. No. 82) is hereby CONTINUED to **9:00 a.m. on June 22, 2017**.

2. Plaintiffs' Motion for Final Approval provides that "any remaining funds remain in the Partial Settlement fund to be distributed to Settlement Class Members, *or cy pres recipients...*" Dkt. No. 81 at 18 (emphasis added). However, no *cy pres* recipients are identified in Plaintiffs' Motion, or in the Parties' Stipulated Settlement Agreement (Dkt. No 58-1). Accordingly, Plaintiffs shall identify and designate an appropriate *cy pres* recipient and file any revised documents reflecting this change on or before **June 15, 2017**. Specifically, Plaintiffs are instructed to file a revised Proposed Order and Final Judgment that includes the newly designated *cy pres* recipient(s).

IT IS SO ORDERED.

Dated: June 1, 2017



EDWARD J. DAVILA
United States District Judge

United States District Court
Northern District of California

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